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FACSIMILE COVER PAGE

To: Examiner Chih Cheng G. Kao	From: Jay R. Yablon	RECEIVED CENTRAL FAX CENTER
Fax #: 1-571-273-8300	Fax #: 518-377-6737	SEP 23 2005
Company: USPTO Art Unit 2882	Tel #: 518-377-6737	
Subject: Reply to September 21, 2005 Notice of Non-Compliant Amendment for 10/065,683		
Sent: 9/23/2005 at 2:58:34 PM		Pages: 61 (including cover)

MESSAGE:

Dear Examiner Kao:

For case # 10/065,683, please find attached a resubmitted "claims amendments" section in response to the attached "Notice of Non-Compliant Amendment" dated September 21, 2005, in relation to applicants' office action reply filed September 13, 2006.

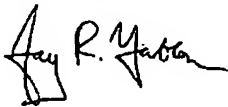
Claim 29 was missing because the PTO's facsimile machines cut off the top of incoming page 13.

Applicants' amendment attempted to reinstate cancelled claims 36 and 96 with their original numbering; the document attached now identifies claims 36 and 96 as "cancelled," and these previously-cancelled claims are now reinstated with amendment as "new" claims 201 and 202.

Clerical errors in the identifiers for claims 62 and 113 are hereby corrected.

Please enter these claims amendments and proceed with examination. Thank you.

Very truly yours,

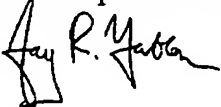


Jay R. Yablon, Registration # 30604

CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office Fax Number 1-571-273-8300 on the transmission date of 9/23/2005, pursuant to 37 C.F.R. 1.8

Name of person signing this certificate: Jay R. Yablon



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10/065683



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Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 09-13-2005 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present. *claim 29 is missing.*
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: *claims 36 + 96 were cancelled in the previous amdt.*

claims 62 + 113 appear to have improper status identifiers.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/ole/recognize/officefile.pdf>.

If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

☒ If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(e)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

L. Spruwell
Legal Instruments Examiner (LIE)

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Rev. 6/04